

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

MAR 13 2006

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*J. F. Corcoran*

LIFELINE AMBULANCE SERVICE, INC.,	)	
	)	Civil Action No. 7:02-cv-1026
Plaintiff,	)	
	)	
v.	)	<b><u>FINAL ORDER</u></b>
	)	
MICHAEL O. LEAVITT,	)	
<i>Secretary of Health and Human Services,</i>	)	
	)	By: James C. Turk
Defendant.	)	Senior United States District Judge

In this action brought pursuant to Title XVIII of the Social Security Act for additional Medicare reimbursement for specialized life support ambulance services, and in accordance with the accompanying memorandum opinion entered this day, it is hereby

**ADJUDGED AND ORDERED**

as follows:

- (1) defendant's motion for summary judgment is **GRANTED**;
- (2) plaintiff's motion for summary judgment is **DENIED**; and
- (3) plaintiff's motion for costs and attorney's fees is **DENIED**.

This action is stricken from the active docket of this court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to counsel for the parties.

ENTER: This 13<sup>th</sup> day of March, 2006.

*James C. Turk*  
SENIOR UNITED STATES DISTRICT JUDGE